BK 0840PG 012

Case 3:03-cv-00263-TMB Document 74-2 File

Filed 01/17/2006 Page 1 of 3

CORRECTIVE QUITCLAIM DEED: Corrects Quitclaim: Book 839 Pages 285-286

QUITCLAIM DEED

THIS INDENTURE, made and entered into this 114 day of February
1994, by and between:

Robert Zoppi
1017 "B" Street
Petaluma, CA 94952
herinafter referred to as "Grantor",

Btuto:

and Paul G. Shearer

1532 Meadows Drive, Lake Oswego, OR 97034 herinafter referred to as "Grantee",

## WITNESSETH:

THAT THE GRANTOR, for a valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby conveys and quitclaims unto the Grantee, all interest of the Grantor, if any, in the real estate described in the following deeds and the Option Agreement known as the "Quigley Agreement" which includes U.S.M.S. 1702, 1703, 1706, and is completely described in the following deeds and probate documents recorded in the Fairbanks Recording District and the Superior Court of the State of Alaska Fourth Judical District Fairbanks Precinct:

April 8, 1944 Deed. Joseph B. Quigley (Grantor), Don A. Fowler (Grantee) Vol. 32 Pages 174-176, Recorder's File No. 94532

Exhibit A:

Sept 8, 1948 Deed. Don A. Fowler (Grantor), Robert Deacon (Grantee)

Vol. 36 Pages 547-549, Recorder's File No. 109,915

Feb 6, 1963 Estate of Robert Deacon, Probate No. 62-152P

IN WITNESS WHEREOF, the Grantor has hereunto set hand on the day and year first hereinabove written.

Robert Zoppi

WITNESS my hand and official seal.

(SEAL) EXHIBIT

OFFICIAL SEAL - 1011744
WILLIAM W. CRETCHER
NOTARY PUBLIC - CALIF
COUNTY OF SONOMA
My Comm. Exp. Dec. 28, 1997
Page \_\_\_\_\_\_ of \_\_\_\_\_

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## EXHIBIT A: (Copy of Deed Vol. 36, Page 547-549, with U.S.M.S. numbers added)

109,915

Deed

(U.S.I.R. Cancelled Stamps \$9.90)

THIS INDENTURE Made and executed on this the 7th day of September, 1948, by and between: DON A. FOWLER, of Fairbanks, Alaska, Party of the First Part, heereinafter called Grantor, and ROBERT DEACON, of Ruby, Alaska, Party of the Second Part, hereinafter called Grantee,

WITNESSETH: That the said Party of the First Part for and in consideration of the sum of Eight Thousand Nine Hundred Forty-two and 38/100 (8,942,38), lawful money of the United States of America. to him in hand paid by the said party of the Second Part, the receipt whereof is hereby acknowledged. has granted, bargained, sold, remised, released and forever quit-claimed, and by these presents does grant, bargain, sell, remise, release and forever quit claim unto the said grantee, and to his heirs and assigns, all his right, title and interest in and to the following described lode mining claims. (Grantor's interest being an undivided one-half interest in said claims, or the interest in said claims as hereinafter specified), to-wit:

All of the following patented lode mining claims situate on the right limit of Moose Creek, on the divide between Eureka and Friday Creeks, known also as Quigley Hill:

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(U.S.M.S. 1703) The Silver Pick Lode Claim
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(U.S.M.S. 1703) The Silver Pick No. 2 Lode Claim

(U.S.M.S. 1703) The Little Annie Lode Claim

(U.S.M.S. 1703) The Little Annie No. 2 Lode Claim

(U.S.M.S. 1703) The Little Maude Lode Claim

(U.S.M.S. 1703) The Frances Lode Claim

(U.S.M.S. 1703) The Martha Q. Lode Claim

(U.S.M.S. 1703) The Golden Eagle Lode Claim

(U.S.M.S. 1703) The Gold Dollar Lode Claim

(U.S.M.S. 1700) The Lucky Strike Lode Claim

(U.S.M.S. 1705) The Sulphide Lode Claim (except the placer mining rights therein)

(U.S.M.S. 1705) The Water Level Lode Claim

(U.S.M.S. 1753) The White Hawk Lode Claim

(U.S.M.S. 1701) The Red Top Lode Claim

(U.S.M.S. 1707) The Darling Lode Claim; and

(U.S.M.S. 1703) An undivided two-thirds (2/3) interest in the Polly Wonder Lode Claim

An undivided (2/3) two-thirds interest in the following patented lode claims situate East of the above group of claims:

(U.S.M.S. 1702) The Keystone Lode Claim

(U.S.M.S. 1702) The Pennsylvania Lode Claim

(U.S.M.S. 1702) The Pittsburg Lode Claim

All of the following patented lode claims situate on the left limit of Moose Creek:

(U.S.M.S. 1704) The Bright Light Lode Claim

(U.S.M.S. 1704) The Whistler Lode Claim

All of the following unpatented lode claims situate East of the second group of claims above mentioned:

(BLM Serial no. F-54240) Banjo Lode Claim

(BLM Serial no. F-54242) Pass Lode Claim

(BLM Serial no. F-54243) Hard Rock Lode Claim

(BLM Serial no. F-54241) Tugboat Annie Lode Claim

Also all other lode claims located in the vicinity of the claims hereinabove specified, but not enumerated hereinabove, in which said Optionors (Joseph B. Quigley and Fannie Quigley) have or claim any interest whatsoever.

Page 3 of 3

Together with all dips, spurs and angles, and all ledges, lodes and deposits of mineral-bearing rock and earth contained therein, and all water and water rights and all other privileges incident and appurtenant thereto.

All of the above described claims being situate in the Kantishna Mining District, Fairbanks Recording Precinct, Fourth Judicial Division, Territory of Alaska.

Subject specifically to the right of E. Fransen and C. M. Hawkins and their heirs and assigns to purchase said properties above described under and by virtue of the terms of that certain Option Agreement entered into on the 19th day of August, 1937, between Joseph B. Quigley and Fannie Quigley. the then owners of said property above described, and E. Fransen and C. W. Hawkins, which said Option Agreements and deeds executed pursuant thereto now remain in escrow with the First National Bank; and

Subject specifically to the right of grantor to claim and receive 1% of the gross amount of all gold or other precious minerals extracted from the mining claims above described by E. Fransen and C. M. Hawkins, their successors, heirs on assigns under said Option Agreement hereinabove referred to from the date of this instrument to the 19th day of August, 1967, subject to the discharge of this right by the payment to Grantor of the sum of \$25,000.00 as provided in said option agreement.

To HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances and privileges thereunto incident unto the said Grantee, his heirs and assigns forever.

IN WITNESS WHEREOF, the said Grantor has hereunto set his hand and seal on the day and year hereinabove first written.

In the presence of:

Chas\_ J\_ Clasby

Myrtle L. Bowers

UNITED STATES OF AMERICA )

TERRITORY OF ALASKA

THIS IS TO CERTIFY That on this the 7th day of September, 1948, before me, the undersigned, a Notary Public, in and for the Territory of Alaska, duly commissioned and sworn, personally appeared DON A. FOWLER, to me known to be the identical individual mentioned in and who executed the within and foregoing Deed and he acknowledged to me that he signed and sealed the same freely and voluntarily for the uses and purposes therein specified.

WITNESS my hand and notarial seal the day and year in this certificate first herein written.

Chas\_ J\_ Clasby NOTARY PUBLIC in and for the Territory of Alaska. My commission expires: 4-11-52\_

(N. P. Seal)

Filed for Record: September 8, 1948 at 30 min. past 3 P. M.

Everett E. Smith, Recorder By Marie D. Gorman, Deputy

Don A. Fowler (Seal)

94-3561 FAIRBANKS REC. DISTRICT
REQUESTED BY Sheaner, P.

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